IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2391 OF 2006

In

APPEAL (L) NO.1186 OF 2005

In

ARBITRATION PETITION NO.443 OF 2003

Seth Securities Pvt. Ltd. : Appellant
(Orig. Respondent)

V/s.

Harinarayan G. Bajaj & Anr. : Respondents

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Ms Sunanda Kumbhat for the appellant.

Mr.Cyrus Ardeshir i/b. Mr.Vivek Sharma for respondent no.1.

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CORAM : R.M.LODHA & S.A.BOBDE,JJ.

DATE : OCTOBER 20, 2006.

P.C.

1. We heard the counsel for the parties.

2. For the reasons stated in paragraph 3 of the affidavit-in-support of the Notice of Motion and the events set out in paragraph 2, we are satisfied that the delay in filing the appeal is sufficiently explained. The cause shown in the affidavit constitutes sufficient cause.

3. We, accordingly, condone the delay in filing the appeal.

4. Office is directed to process the appeal and post it for admission.

5. Notice of Motion stands disposed of.

R.M. LODHA, J.

S.A. BOBDE, J.